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CITY OF HAMILTON

GARBAGE COLLECTION AND DISPOSAL BY-LAW

66-182

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PREPARED FOR CONVENIENCE ONLY, FOR
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ORIGINAL BY-LAW

The Corporation of the City of Hamilton

GARBAGE COLLECTION AND DISPOSAL

By-law No. 66-182

As Amended By:

By-laws Nos. 68-356, 69-106, 70-104, 70-119,

70-231, 73-39, 81-161, 81-218

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GOVERNMENT DOCUMENTS

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OFFICE CONSOLIDATION

This edition is prepared for convenience only, and for accurate reference, recourse should be had to the following By-laws:

By-law No. 66-182, passed on June 14, 1966
By-law No. 68-356, passed on November 26, 1968
By-law No. 69-106, passed on April 29, 1969
By-law No. 70-104, passed on April 14, 1970
By-law No. 70-119, passed on April 28, 1970
By-law No. 70-231, passed on August 11, 1970
By-law No. 73-39, passed on January 30, 1973
By-law No. 81-161, passed on May 12, 1981
By-law No. 81-218, passed on July 28, 1981
By-law No. 87-196 " " July 28, 1987
By-law No. 87-197 " " July 28, 1987

OFFICE OF THE ATTORNEY GENERAL

This edition is prepared for reference only and
for further reference, reference should be made to the following

By-Laws

- By-Laws No. 28-181, passed on June 14, 1922
- By-Laws No. 28-182, passed on December 10, 1922
- By-Laws No. 28-183, passed on May 12, 1923
- By-Laws No. 28-184, passed on May 12, 1923
- By-Laws No. 28-185, passed on May 12, 1923
- By-Laws No. 28-186, passed on May 12, 1923
- By-Laws No. 28-187, passed on May 12, 1923
- By-Laws No. 28-188, passed on May 12, 1923
- By-Laws No. 28-189, passed on May 12, 1923
- By-Laws No. 28-190, passed on May 12, 1923
- By-Laws No. 28-191, passed on May 12, 1923
- By-Laws No. 28-192, passed on May 12, 1923
- By-Laws No. 28-193, passed on May 12, 1923
- By-Laws No. 28-194, passed on May 12, 1923
- By-Laws No. 28-195, passed on May 12, 1923
- By-Laws No. 28-196, passed on May 12, 1923
- By-Laws No. 28-197, passed on May 12, 1923
- By-Laws No. 28-198, passed on May 12, 1923
- By-Laws No. 28-199, passed on May 12, 1923
- By-Laws No. 28-200, passed on May 12, 1923

The Corporation of the City of Hamilton

Garbage Collection and Disposal

By-law No. 66-182

As Amended By:

By-laws Nos. 68-356, 69-106, 70-104, 70-119,
70-231, 73-39, 81-161, 81-218

Short Title

1. This by-law may be known and cited as the Garbage Collection By-law.

Definitions

2. In this by-law,
 - (a) "City" means The Corporation of the City of Hamilton;
 - (b) "collectible waste" means and includes,
 - (i) ashes and other solid residue of solid fuel, glass, crockery, metal cans and scrap metal except waste metal from an industrial process;
 - (ii) kitchen or other household waste, garden trash, old wearing apparel, garbage, waste paper and other such waste readily capable of consumption by incineration;
 - (c) "collector" means a person appointed by the City to collect collectible waste;
 - (d) "director" means the Director of Public Works;
 - (e) "non-collectible waste" means and includes,
 - (i) Manufacturer's or other industrial waste;
 - (ii) Celluloid cuttings, moving picture film, oil-soaked or gasoline-soaked rags, and any explosive or highly combustible material of any kind or nature whatsoever;
 - (iii) Broken plaster or other waste or residue resulting from any building construction, alteration, repair, demolition or removal;

- (iv) Sawdust, shavings or excelsior;
 - (v) Swill, and other organic matter not properly drained and wrapped;
 - (vi) Liquid waste;
 - (vii) Bandages, poultices, dressings and other such like waste;
 - (viii) Hay, straw and manure;
 - (ix) Night soil or other excreta;
 - (x) Any material which has become frozen to the container and cannot readily be removed by shaking;
 - (xi) The carcass of any dog, cat, fowl or other creature or part thereof save bona fide kitchen waste; and
 - (xii) Any other waste which is not collectible waste;
- (f) "regulation container" means and includes,
- (i) a metal container, tapered to be larger at the top, filled with suitable handles and tight-fitting cover, of a capacity of not less than 10 or more than 20 gallons, readily capable of holding 50 pounds weight of ashes or garbage without danger of breaking, and otherwise suitable for the purpose, but not including any cardboard carton, oil drum, paint can, lard can or other such container; or
 - (ii) a disposable plastic bag of a thickness of at least 1 1/2 thousandths of an inch, a capacity of not more than two and three-quarters cubic feet, and capable of holding fifty pounds of garbage or other refuse without danger of bursting, or a disposable two-ply paper bag of a capacity of not more than two and three-quarters cubic feet, and capable, when wet, of holding fifty pounds of garbage or other refuse without danger of bursting, or other such suitable disposable container except a cardboard carton. By-law No. 81-161, S.1.

Administration
and Enforcement

3. The administration and enforcement of this by-law is the duty of the director. By-law No. 81-161, S.2.

Preparation
of Waste

4. The occupier or other person in charge of any premises from which any ashes, garbage or other refuse is put out for collection shall be responsible,

- (a) that only collectible waste is so put out for collection, and that it is all properly drained, and otherwise properly prepared for collection in bundles or containers;
- (b) that no such bundle or loaded container weighs more than 50 pounds;
- (c) that all ashes and other solid residue of solid fuel, and all glass, crockery and scrap metal except cans, is cold and in containers containing nothing else;
- (d) that all metal cans are either in separate containers, or in the garbage container with the garbage;
- (e) that all magazines, newspapers, cardboard and other waste paper is securely tied in solid, compact bundles;
- (f) that all branches are stripped and shortened, and all branches and brush and other garden trash, and all used clothing and other household refuse is securely tied in compact bundles not more than four feet long;

Provided that on the first and second collections in January of each year, Christmas trees will be collected without being so stripped and shortened;

- (g) that all kitchen waste and other garbage except fat and grease is freed of surplus moisture and securely wrapped so as not to be in danger of bursting, and in regulation containers containing nothing else but metal cans;
- (h) that all fat and grease is in a disposable can separate from all other waste;

- (i) that the number of containers and the weight of ashes, garbage and other refuse does not exceed,
 - (i) 9 containers with not more than four hundred and fifty pounds per family, in the case of a dwelling or multiple dwelling,
 - (ii) 12 containers with not more than six hundred pounds, in the case of a store or shop, or
 - (iii) a reasonable number of containers and a reasonable weight in the case of any other premises, but not exceeding 15 containers with not more than seven hundred and fifty pounds in any event; and
- (j) that all waste put out for collection is put out after seven o'clock in the afternoon of the day previous to collection day, or before seven o'clock in the forenoon of collection day, and placed clear of the roadway but no more than three feet therefrom;

Provided that where any such location is dangerous or inconvenient, it may be placed in some other suitable location which is also convenient for the collectors;

And Provided Further, that where a through driveway exists at any commercial premises or multiple dwelling, collection may be made at any convenient location on the premises, upon written application and deposit of a satisfactory agreement to indemnify the corporation against any claim for loss or damage occurring by reason of such departure.

Duty of
Collectors

5. (1) Collectible waste will be collected once a week when prepared and put out for collection in accordance with the provisions of section 4, on the days and at the times according to district, as advised in writing, or as advertised from time to time in a newspaper of general circulation in the City.

(2) Collectors are not required to collect any waste except collectible waste that is prepared and put out for collection in accordance with the provisions of section 4, or any waste beyond the quantities therein stipulated.

(3) Collectors shall not enter any building or hoist, or descend or ascend any stairs, for the purpose of collecting ashes, garbage or other refuse, and shall not ask or receive any gratuity for services rendered in the collection or disposal of waste.

Disposal
of Waste

6. (1) At City Sanitary Disposal Areas. There will be accepted at one or another of the City sanitary disposal areas according to the direction of the director of street services, for a fee as hereinafter set forth,

- (a) excess quantities of collectible waste, prepared in the same manner as waste for collection; and
- (b) non-collectible waste except,
 - (i) celluloid cuttings, oil-soaked rags and other explosive or highly combustible material,
 - (ii) bandages, poultices, dressings and other suchlike waste,
 - (iii) nightsoil or other excreta,
 - (iv) the carcass of any dog, cat, fowl or other creature or part thereof save bona fide kitchen waste,
 - (v) motor vehicles which have not been properly compressed by a metal baler. By-law No. 68-356, S.1.

Ibid.

(2) At City Sanitary Disposal Areas. There will be accepted free of charge at any sanitary disposal area,

- (a) clean earth, fill, ashes, cinders and other material suitable for covering garbage and other refuse.

(3) At City Incinerator. There will be accepted at the City Incinerator, for incineration,

- (a) for a fee, confidential papers of a weight of more than one hundred pounds, after safety inspection; and

- (b) free of charge, the carcasses of dogs, cats, fowl or other creatures, which will be picked up by the City pound-keeper or by employees of the streets and sanitation department, on receipt of request, but not on the regular garbage collection.

(4) Explosive or Highly Combustible Material. Celluloid Cuttings, oil-soaked rags and other explosive or highly-combustible material will be disposed of in accordance with good practice, by and at the expense of the occupier or other person in charge of the premises where it was accumulated.

Fees

(5) Fees payable for waste accepted as above-mentioned shall be,

- (a) at the incinerator, for confidential papers, per five hundred pounds or part thereof over and above the first hundred pounds....\$2.00
- (b) at sanitary disposal areas, for inspected acceptable waste,
 - (i) for small quantities conveyed by passenger cars, station wagons or two wheeled car trailers.....Nil
 - (ii) for load of truck licensed for gross weight of vehicle under 7,000 poundsNil
 - (iii) for load of single-axle truck, with gross weight 7,000 pounds and over\$2.50
 - (iv) for load of double-axle trucks...\$5.00
 - (v) for load referred to in subclause (iii) that exceeds 20 yards.....\$3.75
 - (vi) for load referred to in subclause (iv) that exceeds 20 yards.....\$7.50
 - (vii) for load referred to in subclause (iii) that is in a packer or pressure pack\$5.00
 - (viii) for load referred to in subclause (iv) that is in a packer or pressure pack\$10.00

- (ix) for load referred to in subclause (iv) that the carrying capacity of the body is 12 cubic yards or less\$2.50

By-laws Nos. 69-106, S.1; 70-104, S.1; 70-119, S.1; 70-231, S.1.

Waste From
Other
Municipalities

7. No garbage, ashes or other refuse from outside the City limits will be accepted at the City incinerator or any City sanitary disposal area, except in accordance with a contract between the City Corporation and the municipality where any such waste originates.

Miscellaneous
Prohibitions

8. (1) The occupier of premises from which waste is put out for collection shall be responsible,

- (a) that none is put out before seven o'clock in the afternoon of the day before collection day;
- (b) that all waste put out for collection is in accordance with the requirements of section 4; and
- (c) that every container is removed to private property on the same day on which the waste has been collected.

(2) No person shall put out for collection, or deposit or leave in or near any street or in any place to which children might have access, or allow to be put out or left in any such place, any refrigerator, ice-box, trunk or other container in which a child could become entrapped, without removing the fastenings of the door or lid, and otherwise rendering it incapable of trapping a child within it.

(3) No person shall send or carry to the City incinerator or to any City sanitary disposal area, any celluloid cuttings, oil-soaked or gasoline-soaked rags, or any other material of an explosive or highly combustible nature, either solid or liquid, but all such shall be otherwise disposed of in accordance with good practice, by the occupier of the premises where the same have been accumulated.

(4) No unauthorized person shall pick over, remove, disturb or interfere with any ashes, garbage or other refuse put out for collection, or at a City sanitary disposal area, or set any fire at any City sanitary disposal area.

(4a) No person except a collector, shall collect or otherwise remove waste paper comprised of separated newspaper or newsprint from any place or area on advertised collection days, where waste paper is put out for collection.

(5) No person shall convey or cause to be conveyed on any street, any swill, liquid waste or waste of an offensive nature, except in a vehicle suitably constructed for such purpose, and properly covered.

Penalties

9. Every person who contravenes any provision of this by-law is guilty of an offence and on summary conviction is liable to a fine of not more than \$2,000, exclusive of costs. By-laws Nos. 73-39, S.7; 81-218, S.3.

(4) The unauthorized person shall give over, remove, destroy or interfere with any meter, meter or other device for the collection, or as a City property disposed, meter, or any time as any City property disposed, meter.

(5) No person except a collector, shall copy, print or otherwise remove waste paper consisting of newspaper, newspaper or newspaper from any place or area on scheduled collection day, where waste paper is put for collection.

(6) No person shall convey or cause to be conveyed on any street, any animal, liquid waste or waste of an offensive nature, except in a vehicle suitably constructed for such purpose, and properly covered.

8. Every person who contravenes any provision of this by-law is guilty of an offence and on conviction thereof is liable to a fine of not more than \$5,000, exclusive of costs. By-law No. 12-18, 2.7, 21-12, 2.1.

Penalties



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